

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Johnson

Mailed: October 16, 2002

Opposition No. 91110853

VINA SAN PEDRO, S.A.

v.

FINANCIERE VRANKEN

LaToya C. Johnson, Paralegal:

The suspension period having expired with no word from either party concerning the status of their negotiations, it is concluded that efforts to reach an amicable settlement in this case have been unsuccessful.¹

Accordingly, proceedings herein are resumed and applicant is allowed until thirty days from the mailing date of this order to file an answer to the notice of opposition.

Discovery is open and the close of discovery and trial dates are set as follows:

DISCOVERY PERIOD TO CLOSE:

5/4/03

30-day testimony period for party in
position of plaintiff to close:

8/2/03

¹Applicant's appointment of domestic representative filed August 23, 2002 is noted. Inasmuch as applicant failed to provide proof of service of a copy of the same upon counsel for opposer as required by Trademark Rule 2.119, a copy of such is enclosed with opposer's copy of this order.

30-day testimony period for party in
position of defendant to close:

10/1/03

15-day rebuttal testimony period to close:

11/15/03

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.